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ATTEST

By Jakeia Mells on Sep 11, 2009

FOR THE UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION

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JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

Aug 26, 2009

FILED  
CLERK'S OFFICE

**IN RE: TYCO INTERNATIONAL, LTD., SECURITIES,  
DERIVATIVE & "ERISA" LITIGATION**

Tyco International, Ltd. v. L. Dennis Kozlowski, et al.

D. New Hampshire, C.A. No. 1:03-1339

(S.D. New York, C.A. No. 1:02-9705)

MDL No. 1335

**CONDITIONAL REMAND ORDER**

The transferee court in this litigation has advised the Panel that coordinated or consolidated pretrial proceedings in the action on this conditional remand order has been completed and that remand to the transferor court, as provided in 28 U.S.C. §1407(a), is appropriate.

IT IS THEREFORE ORDERED that the action on this conditional remand order be remanded to the United States District Court for the Southern District of New York.

IT IS ALSO ORDERED that, pursuant to Rule 7.6 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 436-38 (2001) (Rules), the transmittal of this order to the transferee clerk for filing shall be stayed 15 days from the date of this order. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel. This order does not become effective until it is filed in the office of the Clerk for the United States District Court for the District of New Hampshire.

IT IS FURTHER ORDERED that, pursuant to Rule 7.6(g), the parties shall furnish the Clerk for the District of New Hampshire with a stipulation or designation of the contents of the record to be remanded and all necessary copies of any pleadings or other matter filed so as to enable said Clerk to comply with the order of remand.

FOR THE PANEL:

Inasmuch as no objection is  
pending at this time, the  
stay is lifted.

Sep 11, 2009

CLERK'S OFFICE  
UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

  
Jeffrey N. Lüthi  
Clerk of the Panel